

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
SHREVEPORT DIVISION

JESSE JAMES

NO: 5:16-cv-0448

Versus

JUDGE HICKS

MRC RECEIVABLES CORP., MIDLAND  
FUNDING, LLC, PERFORMANCEONE  
FINANCIAL, INC. F/K/A ENCORE CAPITAL  
GROUP, INC. D/B/A MIDLAND CREDIT  
MANAGEMENT, INC., MIDLAND CREDIT  
MANAGEMENT, INC., EQUABLE ASCENT  
FINANCIAL, LLC, and CAVALRY PORTFOLIO  
SERVICES, LLC

MAGISTRATE-JUDGE HORNSBY

**MOTION TO DISMISS WITH PREJUDICE**

NOW INTO COURT, through undersigned counsel, comes JESSE JAMES, Plaintiff, who seeks to dismiss, with prejudice, all remaining defendants, MRC RECEIVABLES CORP., MIDLAND FUNDING, LLC, PERFORMANCEONE FINANCIAL, INC. F/K/A ENCORE CAPITAL GROUP, INC. D/B/A MIDLAND CREDIT MANAGEMENT, INC., MIDLAND CREDIT MANAGEMENT, INC., and all remaining claims in this Action, with each party bearing their own respective costs.

WHEREFORE JESSE JAMES PRAYS for an order granting this motion.

Respectfully submitted:

**BODENHEIMER, JONES & SZWAK, LLC**

/s/ David A. Szwak

By:

**DAVID A. SZWAK, LBR#21157, T.A.**  
416 Travis Street, Ste. 1404  
Mid South Tower  
Shreveport, Louisiana 71101  
[318] 424-1400/FAX 221-6555

**ATTORNEYS FOR PLAINTIFF**

**C E R T I F I C A T E**

I HEREBY CERTIFY that I have mailed, by first class mail, properly post marked and addressed, a true, correct and complete copy of the foregoing to opposing counsel of record, on this the 12th day of September, 2018.

/s/ David A. Szwak

---

**DAVID A. SZWAK**